

**211 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No.23424 of 2019 (O&M)

Date of Decision : 26.02.2020

Bhagwati International

..... Petitioner

versus

Principal Commissioner of Customs

..... Respondent

**CORAM : HON'BLE MR.JUSTICE AJAY TEWARI
HON'BLE MR.JUSTICE AVNEESH JHINGAN**

Present : Mr. Deepak Gupta, Advocate
for the petitioner.

Mr. Sourabh Goel, Sr. Standing Counsel
for the respondent.

Mr. Nitish Garg, Advocate as Local Commissioner

AJAY TEWARI, J. (Oral)

1 By this petition the petitioner has prayed that its goods which were seized by the Customs Authorities be returned back to it in the same condition.

2 The facts are that the goods were seized in the year 1999 and ultimately matter was decided in favour of the petitioner in the year 2017 and during this interregnum as per the petitioner the goods have deteriorated and therefore he should be compensated for what ultimately turned out to be an illegal seizure .

3 In our opinion, it would be well nigh impossible for the writ Court to determine these questions of facts.

4 In the circumstances, this petition is dismissed with liberty to the petitioner to seek his damages in appropriate manner.

5 Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

**(AJAY TEWARI)
JUDGE**

**(AVNEESH JHINGAN)
JUDGE**

26.02.2020

pooja sharma-I

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No